

1 see what the general feeling of the Commission is.

2 DR. BARD: I don't think that was our position,
3 our Committee position, Mr. Chairman. Our Committee
4 position was that more along the lines that Congressman
5 Miller has in mind, namely that whenever the fractions
6 were used throughout the Constitution, that the fraction
7 in terms of extraordinary action, it is our feeling that
8 extraordinary action was so extraordinary it really needed
9 two-thirds, and if there were an application that applied
10 to membership present that it would continue to apply
11 within this frame of reference.

12 We did not want to extend the concept of two-
13 thirds or three-fifths to harness it necessarily with the
14 total membership, to use it only as it applies, which is
15 your question.

16 THE CHAIRMAN: If that is the case, perhaps
17 we better put both questions with respect to each type of
18 situation, that is whether it should be ratio of the
19 total membership or ratio of those present, and if so, what
20 ratio.

21 DR. BARD: I would like to refer that to